

**Notification of Non-Compliance  
With 37 CFR 1.192(c)**

**Application No.**

09/520,264

**Applicant(s)**

WEAVER ET AL.

**Examiner**

SUSAN Y. CHEN

**Art Unit**

2161

**--The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

The Appeal Brief filed on 21 April 2009 is defective for failure to comply with one or more provisions of 37 CFR 1.192(c). See MPEP § 1206.

To avoid dismissal of the appeal, applicant must file IN TRIPLICATE a complete new brief in compliance with 37 CFR 1.192(c) within the longest of any of the following three **TIME PERIODS**: (1) **ONE MONTH or THIRTY DAYS** from the mailing date of this Notification, whichever is longer; (2) **TWO MONTHS** from the date of the notice of appeal; or (3) within the period for reply to the action from which this appeal was taken. **EXTENSIONS OF THESE TIME PERIODS MAY BE GRANTED UNDER 37 CFR 1.136.**

1. ☐ The brief does not contain the items required under 37 CFR 1.192(c), or the items are not under the proper heading or in the proper order.
2. ☐ The brief does not contain a statement of the status of all claims, pending or cancelled, or does not identify the appealed claims (37 CFR 1.192(c)(3)).
3. ☐ At least one amendment has been filed subsequent to the final rejection, and the brief does not contain a statement of the status of each such amendment (37 CFR 1.192(c)(4)).
4. ☒ The brief does not contain a concise explanation of the claimed invention, referring to the specification by page and line number and to the drawing, if any, by reference characters (37 CFR 1.192(c)(5)).
5. ☐ The brief does not contain a concise statement of the issues presented for review (37 CFR 1.192(c)(6)).
6. ☐ A single ground of rejection has been applied to two or more claims in this application, and
  - (a) ☐ the brief omits the statement required by 37 CFR 1.192(c)(7) that one or more claims do not stand or fall together, yet presents arguments in support thereof in the argument section of the brief.
  - (b) ☐ the brief includes the statement required by 37 CFR 1.192(c)(7) that one or more claims do not stand or fall together, yet does not present arguments in support thereof in the argument section of the brief.
7. ☐ The brief does not present an argument under a separate heading for each issue on appeal (37 CFR 1.192(c)(8)).
8. ☐ The brief does not contain a correct copy of the appealed claims as an appendix thereto (37 CFR 1.192(c)(9)).
9. ☒ Other (including any explanation in support of the above items):

IN SECTION V Summary of the Claimed Subject Matter: The Independent claim 82, maps "means for converting the extracted electronic files to a searchable text format" to the units: 336, 340 of Fig. 3, however, the units: 336 and 340 of the system 134, wherein the unit 336 was "Administrative Library and Programs" and the units 340 was a "Catalogs & Directory Parameters", which were disclosed in the instant specification as "an administration library having administration programs 336 creates a directory structure 338 in the server unit 208. The directory structure 338 is used to manage and index the converted files 326 and 330. The administration programs 336 further create catalogs and directory parameters 340 in the server unit 202. The catalogs and directory parameters 340 point to specific pieces of data in the converted files 326 and 330 and in the directory structure 338, thereby allowing text searches to be performed as previously described above." (P. 19, lines 25 - P. 20, lines 5) that failed to cited any converting of the extracted electronic files to a searchable text format as claimed. In addition, the prior art referred at page 13 "http://foldoc.org/?meta-data" that neither defined the claimed "electronic characteristics" nor the structure of the claimed "electronic characteristics that include metadata" as recited in claims: 51-53, 55-76 and 80-97, as such, the un-related prior art filed on Oct. 31, 2007 has not overcome the 35 U.S.C. 112, second paragraph rejections on record and has not being entered by the examiner.

/Susan Y Chen/  
Partial Sig. Examiner  
Art Unit: 2161

/Apu Mofiz/  
SPE AU 2161